

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAFAYETTE DIVISION**

**ANTHONY LOUIS MORGAN
VERSUS
PRUDENTIAL INSURANCE CO OF
AMERICA**

**CASE NO. 6:15-CV-0667
MAGISTRATE JUDGE WHITEHURST
BY CONSENT OF PARTIES**

MINUTES OF COURT

Date: 11/3/2016
Court Opened: 9:30 a.m.
Court Adjourned: 3:35 p.m.
Statistical Time: 03:30

Presiding: Magistrate Judge Carol B. Whitehurst
Courtroom Deputy: Christina Chicola
Court Reporter: Cathleen Marquardt

APPEARANCES:

Ronald Edward Stutes, attorney for the David Michael Aubrey, Daniel Edward Aubrey, Michael Brett Morgan, M A D
James P Lambert, attorney for Anthony L Morgan

CASE CALLED FOR

☐ Hearing on motions
☐ Jury selection only
☒ Trial with/without jury 2nd day
☐ Other

FILINGS:

☒ Witness List
☒ Exhibit List

PROCEEDINGS:

☒ Witnesses sequestered
☐ Opening statement – plaintiff
☐ Opening statement – defendant
☐ Testimony & evidence for plaintiff, not concluded
☐ Testimony & evidence for defendant, not concluded
☐ Rebuttal testimony & evidence, not concluded
☒ Evidence closed
☐ Evidence left open for ____
☐ Case argued
☐ Jury instructed
☐ Alternate juror(s) excused
☐ Jury deliberation began at *.M.
☐ Jury verdict reached at *.M.
☒ Case ruled on by the Court – see below
☐ Case taken under advisement
☐ Briefing times – see below
☐ Mistrial declared

VERDICT, RULING, COMMENTS:

The Oral Motion for Directed Verdict on behalf of Anthony L Morgan is DENIED.

Based on the findings of fact and conclusions of law that were read on the record, the Court finds the Cross-Claimants have failed to meet the legal burden of proof under LA. C. C. art 1926. The Court further finds that plaintiff in interpleader, Prudential Life Insurance Company, is to make full payment to Anthony L Morgan by transferring the funds in the registry of the Court to the trust of his attorney.